

**2005 DRAFTING REQUEST**

**Bill**

Received: **09/27/2004**

Received By: **rryan**

Wanted: **As time permits**

Identical to LRB:

For: **Administration-Budget**

By/Representing: **Jablonsky**

This file may be shown to any legislator: **NO**

Drafter: **rryan**

May Contact:

Addl. Drafters: **dkennedy**

Subject: **Health - miscellaneous**

Extra Copies:

Submit via email: **YES**

Requester's email:

Carbon copy (CC:) to: **robin.ryan@legis.state.wi.us**

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**Pre Topic:**

DOA:.....Jablonsky, BB0030 -

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**Topic:**

Dental grants

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**Instructions:**

See Attached

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**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							
/1	rryan 10/04/2004	kfollett 10/26/2004	pgreensl 10/26/2004	_____	lnorthro 10/26/2004		S&L
/2	dkennedy 11/08/2004	kfollett 11/09/2004	pgreensl 11/10/2004	_____	lnorthro 11/10/2004		

***LRB-0317***

11/10/2004 02:16:51 PM

Page 2

FE Sent For:

<END>

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Subject: **Health - miscellaneous**

Extra Copies: **DAK**

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/?	rryan	11 kif 10/26	19 DB PS	10/26 ser			

FE Sent For:

<END>

**2003-05 Budget Bill Statutory Language Drafting Request**

- Topic: Dental Grants
- Tracking Code: (Assigned by Government Operations Team)
- SBO team: HRT
- SBO analyst: Susan Jablonsky
  - Phone: 7-9546
  - Email: sue.jablonsky@doa.state.wi.us
- Agency acronym: DHFS
- Agency number: 435

## Dental Grants

### Current Language

s. 250.10

### Proposed Change

1. Amend s.250.10 to allow funds in appropriation s.20.435 (5)(de) to be used to provide grants to technical colleges for dental care for low-income children.
2. Amend s.250.10 to increase the amount provided for a school-based dental sealant program from \$60,000 to \$120,000.

### Effect of the Change

The Department will be able to provide grant funding for dental services to low-income children at technical colleges. In addition, the Department will have the authority to distribute \$120,000 for school-based dental sealant programs.

### Rationale for the Change

The Department has requested funding for a grant program that would provide funds to technical colleges with dental programs to enable them to expand their services to low-income children. The grants would assist the colleges in keeping their training clinics open during the year at times when students are not normally in school and would thus utilize dental resources more efficiently. The Department has also requested additional funding for the Seal-a-Smile program, which provides school based dental services.

Current language does not authorize the use of funds in s.20.435 (5)(de) for a grant program and limits the amount of funds the Department can provide to dental sealant programs to \$60,000. This language would give the Department the statutory authority to provide funds as requested.

**Desired Effective Date:** Upon passage of budget bill  
**Agency:** DHFS  
**Agency Contact:** Ellen Hadidian

**Phone:**

**266-8155**





State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-031712

RLR: [signature]

In 10/4/04

10/27

RMK

DOA:.....Jablonsky, BB0030 - Dental Grants

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

D-Note

Do Not Gen

1 AN ACT ...; relating to: funding for dental care.

*Analysis by the Legislative Reference Bureau*  
**HEALTH AND HUMAN SERVICES**

**HEALTH**

Under current law, DHFS provides funding for dental services, including funding to the Marquette University School of Dentistry to provide dental services to certain populations and funding for two fluoride programs and a school-based dental sealant program. (S)

This bill increases the amount DHFS must annually provide for a school-based dental sealant program from \$60,000 to \$120,000 and authorizes DHFS to provide funding to technical college district boards to provide dental services to low-income children. X

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 250.10 of the statutes is amended to read:

**250.10 Grant for dental services.** From the appropriation under s. 20.435

(5) (de), the:

4

Change  
2  
Component

renumbered 250.10 (intro.) and

(intro.)

1        (1) The department shall provide funding in each fiscal year to the Marquette  
2        University School of Dentistry for clinical education of Marquette University School  
3        of Dentistry students through the provision of dental services by the students and  
4        faculty of the Marquette University School of Dentistry in underserved areas and to  
5        underserved populations in the state, as determined by the department in  
6        conjunction with the Marquette University School of Dentistry; to inmates of  
7        correctional centers in Milwaukee County; and in clinics in the city of Milwaukee.  
8        ~~Beginning July 1, 2000, the~~

9        (2) The department shall ~~also~~ distribute in each fiscal year to qualified  
10       applicants grants totaling \$25,000 for fluoride supplements, \$25,000 for a fluoride  
11       mouth-rinse program, and ~~\$60,000~~ \$120,000 for a school-based dental sealant  
12       program.

History: 1989 a. 336; 1991 a. 39; 1993 a. 16; 1993 a. 27 s. 258; Stats. 1993 s. 250.10; 1995 a. 27; 1997 a. 27, 221; 1999 a. 9.

13       **SECTION 2.** 250.10 (3) of the statutes is created to read:

14       250.10 (3) The department may provide funding to technical college district  
15       boards to provide dental services to low-income children.

16       (END)

O-Note

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0317/1dn

RLR:...

*Date*

Sue Jablonsky,

1. I assumed that the fluoride and sealant grants should be on a fiscal year basis. (Section 250.10<sup>✓</sup> provides that the funding to the Marquette School of Dentistry is on a fiscal year basis.)
2. Do you want to define "low-income children<sup>✓</sup>" for purposes of the dental services funding to technical colleges?

Robin Ryan  
Legislative Attorney  
Phone: (608) 261-6927  
E-mail: robin.ryan@legis.state.wi.us

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0317/1dn  
RLR:kjf:pg

October 26, 2004

Sue Jablonsky,

1. I assumed that the fluoride and sealant grants should be on a fiscal year basis. (Section 250.10 provides that the funding to the Marquette School of Dentistry is on a fiscal year basis.)
2. Do you want to define "low-income children" for purposes of the dental services funding to technical colleges?

Robin Ryan  
Legislative Attorney  
Phone: (608) 261-6927  
E-mail: robin.ryan@legis.state.wi.us

## Kennedy, Debora

---

**From:** Jablonsky, Sue  
**Sent:** Monday, November 08, 2004 9:29 AM  
**To:** Kennedy, Debora  
**Subject:** RE: LRB 0317

Yes, please

-----Original Message-----

From: Kennedy, Debora [mailto:Debora.Kennedy@legis.state.wi.us]  
Sent: Monday, November 08, 2004 9:28 AM  
To: Jablonsky, Sue  
Subject: FW: LRB 0317

Robin is out on maternity leave until sometime in January; I received this message from Ellen Haddidian. Do you want me to make the changes she asks for?

-----Original Message-----

From: Hadidian, Ellen  
Sent: Monday, November 08, 2004 8:48 AM  
To: Kennedy, Debora  
Cc: Daggett, Cynthia  
Subject: LRB 0317

Hi Debora,

Robin has asked us a couple of questions about this draft and here are the Department's answers:

1. Yes, grants should be on a fiscal year basis.
2. Rather than define "low-income," could we end line 15 at "dental services." Although the services provided by the funds will be targeted to children, we would prefer not to be limited in statute to a specific group.
3. Also, program staff have asked whether it is possible to change "dental services" to "oral health services" in this draft. Oral health providers believe this term provides a better description of their services.

Please call if you have any questions. Thank you.



State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-0317/1 2

RLB:kjf:pg

& DAK

LPS: fix request sheet pls

DOA:.....Jablonsky, BB0030 - Dental Grants

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

Do Not Gen

and oral health

and making an appropriation

oral health

1 AN ACT ...; relating to: funding for dental care.

*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**HEALTH**

Under current law, DHFS provides funding for dental services, including funding to the Marquette University School of Dentistry to provide dental services to certain populations and funding for two fluoride programs and a school-based dental sealant program.

This bill increases the amount DHFS must annually provide for a school-based dental sealant program from \$60,000 to \$120,000 and authorizes DHFS to provide funding to technical college district boards to provide dental services to low income children.

FE-S

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

2 SECTION # 250.10 of the statutes is renumbered 250.10 (intro.) and amended

3 to read:

Grants

and oral health

4 **250.10 Grant for dental services.** (intro.) From the appropriation under s.

5 20.435 (5) (de), the;

INSERT  
1-2

(1) The department shall provide funding in each fiscal year to the Marquette University School of Dentistry for clinical education of Marquette University School of Dentistry students through the provision of dental services by the students and faculty of the Marquette University School of Dentistry in underserved areas and to underserved populations in the state, as determined by the department in conjunction with the Marquette University School of Dentistry; to inmates of correctional centers in Milwaukee County; and in clinics in the city of Milwaukee. Beginning July 1, 2000, the

(2) The department shall also distribute in each fiscal year to qualified applicants grants totaling \$25,000 for fluoride supplements, \$25,000 for a fluoride mouth-rinse program, and \$60,000 \$120,000 for a school-based dental sealant program.

SECTION 2. 250.10 (3) of the statutes is created to read:

250.10 (3) The department may provide funding to technical college district boards to provide dental services to low-income children.

(END)

oral health

**2005-2006 DRAFTING INSERT  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-0317/2ins  
RLR:kjf:pg

**INSERT 1-2**

- 1           **SECTION 1.** 20.435 (5) (de) of the statutes is amended to read:
- 2           20.435 (5) (de) *Dental and oral health services*. The amounts in the schedule
- 3           for the provision of dental and oral health services under s. 250.10.

**History:** 1971 c. 125 ss. 138 to 155, 522 (1); 1971 c. 211, 215, 302, 307, 322; 1973 c. 90, 198, 243; 1973 c. 284 s. 32; 1973 c. 308, 321, 322, 333, 336; 1975 c. 39 ss. 153 to 173, 732 (1), (2); 1975 c. 41 s. 52; 1975 c. 82, 224, 292; 1975 c. 413 s. 18; 1975 c. 422, 423; 1975 c. 430 ss. 1, 2, 80; 1977 c. 29 ss. 236 to 273, 1657 (18); 1977 c. 112; 1977 c. 203 s. 106; 1977 c. 213, 233, 327; 1977 c. 354 s. 101; 1977 c. 359; 1977 c. 418 ss. 129 to 137, 924 (18) (d), 929 (55); 1977 c. 428 s. 115; 1977 c. 447; 1979 c. 32 s. 92 (11); 1979 c. 34, 48; 1979 c. 102 s. 237; 1979 c. 111, 175, 177; 1979 c. 221 ss. 118g to 133, 2202 (20); 1979 c. 238, 200, 331, 361; 1981 c. 20 ss. 301 to 356b, 2202 (20) (b), (d), (g); 1981 c. 93 ss. 3 to 8, 186; 1981 c. 298, 314, 317, 359, 390; 1983 a. 27 ss. 318 to 410, 2202 (20); 1983 a. 192, 199, 245; 1983 a. 333 s. 6; 1983 a. 362, 398, 410, 427; 1983 a. 435 ss. 2, 3, 7; 1983 a. 538; 1985 a. 24, 29, 56, 73, 120, 154, 176, 255, 281, 285, 332; 1987 a. 27, 339, 368, 398, 399, 402; 1987 a. 403 ss. 25, 256; 1987 a. 413; 1989 a. 31, 53; 1989 a. 56 ss. 13, 259; 1989 a. 102; 1989 a. 107 ss. 11, 13, 17 to 37; 1989 a. 120, 122, 173, 199, 202, 318, 336, 359; 1991 a. 6, 39, 189, 269, 275, 290, 315, 322; 1993 a. 16, 27, 76, 98, 99, 168, 183, 377, 437, 445, 446, 450, 469, 479, 490, 491; 1995 a. 27 ss. 806 to 961r, 9126 (19); 1995 a. 77, 98; 1995 a. 216 ss. 26, 27; 1995 a. 266, 276, 289, 303, 404, 417, 440, 448, 464, 468; 1997 a. 27 ss. 211, 214, 216, 217, 527 to 609; 1997 a. 35, 105, 231, 237, 280, 293; 1999 a. 5, 9, 32, 52, 84, 103, 109, 113, 133, 185, 186; 2001 a. 16, 69, 103, 105; 2003 a. 33, 139, 186, 318, 320, 326, 327.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.



## Kennedy, Debora

---

**From:** Hadidian, Ellen  
**Sent:** Wednesday, November 17, 2004 9:38 AM  
**To:** Kennedy, Debora  
**Subject:** LRB-0317/2

Hi Debora,

Program staff have asked why, in this draft, section 3 (s.250.10(3)) the language is permissive - the Dept. "may" provide funding, etc. Would it be better to specify in statute how much money is going to the tech college boards, as is done for the programs in (2)? What is your advice?

## Kennedy, Debora

---

**From:** on behalf of Debora Kennedy  
**To:** Hadidian, Ellen  
**Cc:** Jablonsky, Sue  
**Subject:** RE: LRB-0317/2

In this draft, s. 250.10 (3) was drafted with the permissive "may," rather than the mandatory "shall" because the Department's request was to "...Amend s. 250.10 to allow [rather than "require"] funds ... to be used to provide grants ...."

If you wish, it is very easy to replace "may" with "shall."

As to a specific dollar amount, that issue really is a policy matter--without any specificity, but with a mandate, DHFS would be required to spend \$1 only. I consulted Sue Jablonsky about this, since we now are taking our drafting orders from DOA, and she said that the use of "shall" would be fine, but that a specific dollar amount is unnecessary. Please let me know if you want me to change the draft.

-----Original Message-----

**From:** Hadidian, Ellen  
**Sent:** Wednesday, November 17, 2004 9:38 AM  
**To:** Kennedy, Debora  
**Subject:** LRB-0317/2

Hi Debora,

Program staff have asked why, in this draft, section 3 (s.250.10(3)) the language is permissive - the Dept. "may" provide funding, etc. Would it be better to specify in statute how much money is going to the tech college boards, as is done for the programs in (2)? What is your advice?



State of Wisconsin  
2005 - 2006 LEGISLATURE

LRB-0317/2  
RLR&DAK:kjf:pg

DOA:.....Jablonsky, BB0030 - Dental grants

FOR 2005-07 BUDGET -- NOT READY FOR INTRODUCTION

1     **AN ACT ...; relating to:** funding for dental and oral health care and making an  
2     appropriation.

---

*Analysis by the Legislative Reference Bureau*

**HEALTH AND HUMAN SERVICES**

**HEALTH**

Under current law, DHFS provides funding for dental services, including funding to the Marquette University School of Dentistry to provide dental services to certain populations and funding for two fluoride programs and a school-based dental sealant program.

This bill increases the amount DHFS must annually provide for a school-based dental sealant program from \$60,000 to \$120,000 and authorizes DHFS to provide funding to technical college district boards to provide oral health services.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

---

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

3     **SECTION 1.** 20.435 (5) (de) of the statutes is amended to read:

20.435 (5) (de) *Dental and oral health services.* The amounts in the schedule for the provision of dental and oral health services under s. 250.10.

\*\*\*\*NOTE: This SECTION involves a change in an appropriation that must be reflected in the revised schedule in s. 20.005, stats.

**SECTION 2.** 250.10 of the statutes is renumbered 250.10 (intro.) and amended to read:

**250.10 Grant Grants for dental and oral health services.** (intro.) From the appropriation under s. 20.435 (5) (de), the:

(1) The department shall provide funding in each fiscal year to the Marquette University School of Dentistry for clinical education of Marquette University School of Dentistry students through the provision of dental services by the students and faculty of the Marquette University School of Dentistry in underserved areas and to underserved populations in the state, as determined by the department in conjunction with the Marquette University School of Dentistry; to inmates of correctional centers in Milwaukee County; and in clinics in the city of Milwaukee. Beginning July 1, 2000, the

(2) The department shall also distribute in each fiscal year to qualified applicants grants totaling \$25,000 for fluoride supplements, \$25,000 for a fluoride mouth-rinse program, and ~~\$60,000~~ \$120,000 for a school-based dental sealant program.

**SECTION 3.** 250.10 (3) of the statutes is created to read:

250.10 (3) The department may provide funding to technical college district boards to provide oral health services.

**(END)**